

**BEFORE THE BOARD OF DENTAL EXAMINERS
OF THE STATE OF IOWA**

IN THE MATTER OF:)	
SAMUEL E. SENTI, D.D.S.)	
56201 Oak Ridge Road)	
Story City, IA 50248)	NOTICE OF HEARING
License #5942)	
Respondent)	

You are hereby notified that on April 15, 2005, the Board found probable cause to file a Statement of Charges against you. If any of the allegations against you are founded, the Board has authority to take disciplinary action against you under Iowa Code chapters 17A, 147, 153, and 272C (2005), and 650 Iowa Administrative Code Chapter 51. A copy of the Statement of Charges is attached, and sets forth the particular statutes and rules which you are alleged to have violated, and further provides a short and plain statement of the matters asserted.

IT IS HEREBY ORDERED that a disciplinary contested case hearing be held upon the Statement of Charges on August 25, 2005, before the full Board or a panel of the Board. The hearing shall begin at 9:00 a.m. and shall be located in the 1st Floor Conference Room, Iowa Board of Dental Examiners at 400 SW 8th Street, Ste D, Des Moines, Iowa. The Board shall serve as presiding officer, but the Board may request an Administrative

Law Judge make initial rulings on prehearing matters, and be present to assist and advise the Board at hearing.

Within twenty (20) days of the date you are served with the Statement of Charges and Notice of Hearing, you are required by 650 Iowa Administrative Code 51.12(2) to file an Answer to the Charges. In that Answer, you should also state whether you will require an adjustment of the date and time of the hearing.

At hearing, you may appear personally or be represented by counsel at your own expense. You will be allowed the opportunity to respond to the Charges against you. The procedural rules governing the conduct of the hearing are found at 650 Iowa Administrative Code Chapter 51.

The office of the Attorney General is responsible for representing the public interest (the State) in this proceeding. Pleadings shall be filed with the Board and copies should be provided to counsel for the State at the following address:

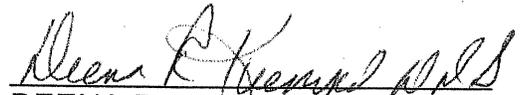
Theresa O'Connell Weeg
Assistant Attorney General
Iowa Attorney General's Office
2nd Floor, Hoover State Office Building
Des Moines, IA 50319
Phone (515) 281-6858

If you fail to appear at the hearing, the Board may enter a default decision or proceed with the hearing and render a decision in your absence, in accordance with Iowa Code section 17A.12(3) and 650 Iowa Administrative Code 51.22.

This matter may be resolved by settlement agreement. The procedural rules governing the Board's settlement process are found at 650 Iowa Administrative Code

51.19. If you are interested in pursuing settlement of this matter, please contact Constance L. Price, Executive Director, at 515-281-5157.

Dated this 15th day of April, 2005.



DEENA R. KUEMPEL, D.D.S.

Chairperson

Iowa Board of Dental Examiners

400 SW 8th Street, Ste. D

Des Moines, IA 50309

cc: Theresa O'Connell Weeg
Assistant Attorney General
Office of the Attorney General
Hoover State Office Building
Des Moines, IA 50319

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56201 Oak Ridge Road)	
Story City, IA 50248)	STATEMENT OF CHARGES
License #5942)	
Respondent)	

- 1) The Board has jurisdiction in this matter pursuant to Iowa Code Chapters 153 and 272C (2005).
- 2) On October 1, 1973, Samuel E. Senti, D.D.S., the Respondent, was issued license number 5942 by the Board to engage in the practice of dentistry, subject to the laws of the State of Iowa and the rules of the Board.
- 3) License number 5942 is current and on active status until June 30, 2006.

COUNT I

The Respondent is charged under Iowa Code Section 153.34(8) (2005) with failure to maintain a reasonably satisfactory standard of competency in the practice of dentistry, in violation of 650 Iowa Administrative Code Section 30.4(16).

COUNT II

Respondent is charged under Iowa Code Section 153.34(4) (2005) with willful or repeated violations of the rules of the Board by failing to maintain records in a manner consistent with the protection of the welfare of the patient, in violation of 650 Iowa Administrative Code Section 27.11.

THE CIRCUMSTANCES

1. On December 10th, 1998, the Board filed a Statement of Charges against Respondent for being guilty of willful and gross malpractice and willful and gross neglect in the practice of dentistry, and for failing to maintain a reasonably satisfactory standard of competency in the practice of dentistry.
2. The circumstances of this 1998 action included failing to diagnose or misdiagnosing tooth decay, failing to completely remove tooth decay prior to placing a restoration, failing to perform periodontal screening, failing to correctly diagnose and collect necessary diagnostic information with regard to periodontal disease, and misdiagnosing or failing to note bone loss.
3. On March 22, 1999, Respondent entered into a Stipulation and Consent Order with the Board resolving those charges. In this Order Respondent agreed to undergo a clinical assessment in the area of operative dentistry by a college of dentistry and to successfully complete a proposed course of study to address the concerns raised by the Statement of Charges and any concerns identified in the clinical assessment.
4. Respondent successfully completed the requirements of the Order and was later discharged from probationary status.
5. In August of 2004 the Board received multiple complaints questioning the level of care that Respondent was providing to patients.
6. The Board reviewed these complaints and asked Respondent to explain the treatment that he provided.
7. The Board then reviewed the records along with Respondent's response.

8. Following this review the Board obtained additional patient records from Respondent's dental office to be reviewed by a consultant.
9. The consultant reviewed the additional patient records and submitted a report to the Board which concluded that:
 - a) On patient L.B., Respondent did not meet the standard of care in regards to patient record keeping.
 - b) On patient E.E., Respondent did not meet the standard of care in both quality of care and record keeping. Respondent's record for this patient notes a penicillin allergy but Respondent still prescribed penicillin to the patient. This resulted in the patient seeking care in the emergency room. This patient had root canals performed on teeth #10 and #29, but the record contains nothing about the use of a rubber dam, no working length file, no master apical file, and no record of what substance was used to obturate the tooth. This patient had numerous visits from 1973 to 2004 and Respondent never collected a full-mouth set of radiographs, the patient did not receive full-mouth periodontal probings, and was not treatment planned even when restorative work was needed.
 - c) On patient D.C., Respondent did not meet the standard of care in regards to patient record keeping.
 - d) On patient C.N., Respondent did not meet the standard of care in both quality of care and record keeping. The patient has never received a full-mouth set of radiographs nor full-mouth periodontal probings. During

exams, Respondent did not record any soft and hard tissue assessments and did not record any assessment on hygiene and hygiene habits.

- e) On patient H.S., Respondent did not meet the standard of care in regards to patient record keeping.
- f) On patient L.D., Respondent did not meet the standard of care in both quality of care and record keeping. The patient needed extensive restorative work but Respondent never took a full-mouth set of radiographs nor full-mouth periodontal probings. During exams, Respondent did not record updates to the health history, did not record any soft and hard tissue assessments, and did not record any assessment on hygiene and hygiene habits.
- g) On patient N.W., Respondent did not meet the standard of care in both quality of care and record keeping. The patient record documents an initial exam but no health history was filled out. Respondent never took a full-mouth set of radiographs nor full-mouth periodontal probings. Respondent did not record any soft and hard tissue assessments, and did not record any assessment on hygiene and hygiene habits.
- h) On patient A.K., Respondent did not meet the standard of care in regards to patient record keeping.
- i) On patient W.L., Respondent did not meet the standard of care in regards to patient record keeping.
- j) On patient M.H., Respondent did not meet the standard of care in both quality of care and record keeping. Respondent made a lower partial for

the patient, but failed to take full-mouth radiographs and periodontal probings to assess the condition of the remaining teeth. Respondent did not record any soft and hard tissue assessments, and did not record any assessment on hygiene habits.

k) On patient A.G., Respondent did not meet the standard of care in both quality of care and record keeping. The patient needed extensive restorative work but Respondent never treatment planned this patient, and never took a full-mouth set of radiographs. Patient's radiographs indicate that bone loss is evident but Respondent never performs periodontal probings. Respondent does not record updates to the health history, does not record any soft and hard tissue assessments, and does not record any assessment on hygiene habits.

l) This same patient, A.G., transferred to another dentist whose records included full-mouth radiographs and periodontal probings which supported his diagnosis of periodontal disease. Respondent's records failed to mention this diagnosis. The second dentist's records include photographs which show restorations performed by Respondent were poorly done, and recurrent decay was present.

10. Board rule 650-27.11 states that dentists shall maintain patient records in a manner consistent with the protection of the welfare of the patient.

11. The Board consultant concluded following his review that Respondent's records do not meet an acceptable standard of care.

On this 15th day of April, 2005, the Iowa Board of Dental Examiners found probable cause to file this Statement of Charges and to order a hearing in this case.

Deena R. Kuempel, DDS
DEENA R. KUEMPEL, D.D.S.
Chairperson
Iowa Board of Dental Examiners
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Des Moines, IA 50309

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